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Dated: July 7, 2005

Signature: 

(Arnold H. Krumholz)

Docket No.: CBR 3.0-017 CONT  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Moo-Young et al.

Application No. 10/736,428

Filed: December 15, 2003

For: TRANSDERMAL ADMINISTRATION OF  
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: Group Art Unit: 1617  
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: Examiner: L. Q. Wells  
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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT

Dear Sir:

REMARKS

Preliminary to initiation of the prosecution of this continuation application, applicants respectfully submit the enclosed declaration of Dr. Tsong, along with the accompanying comments and discussion thereof.

This new Tsong declaration, and applicants' position regarding same, are responsive to the personal interview which applicants' counsel and representatives held with the Examiner on January 14, 2005. Applicants would again wish to thank the Examiner for the courtesies extended to applicants and their attorney and representatives at that personal interview. While applicants stressed the novel and unobvious nature of the present invention at that interview, the parties agreed that applicants were to prepare and submit additional evidence of unexpected results directly comparing the formulations of the present invention with those of the closest prior art; namely,